IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JAMES L. ORRINGTON, II, DDS, PC, G. NEIL GARRETT, DDS, PC, JERRY SPYRATOS, DDS & GARY M. DONG, DDS. on behalf of plaintiffs and a class,	)	
Plaintiffs,	)	12 CV 8796
v.	)	Honorable Judge Shah Magistrate Judge Kim
HIOSSEN, INC., and JOHN DOES 1-10,	)	
Defendants.	)	

PLAINTIFF'S MEMORANDUM
OF ACCOUNTING OF CLASS ACTION SETTLEMENT

Plaintiffs James L. Orrington, II, D.D.S., P.C.; G. Neil Garrett, D.D.S., P.C.; and Jerry Spyratos, D.D.S., and Gary M. Dong, D.D.S., ("Plaintiffs") respectfully submit the following accounting of the Class Funds.

1. The Parties' settlement in the above matter was finally approved by this Court on August 26, 2014. *See* Docket No. 67.

2. According to the terms of the settlement, a Settlement Fund was created consisting of a total of $250,000.00. *See* Declaration of Catherine Latturner, Exhibit A.

3. On August 26, 2014, the Court granted Class Counsel attorneys' fees and costs in the total amount of $83,787.89. *See* Docket No. 67.

4. Class Counsel incurred a total of $454.56 in costs of sending facsimile and mailed notice to the class, administration of the settlement fund to the class, as well as costs relating to management of class-member inquiries:

a) $239.56 in costs related to faxing, and supplemental mailing as necessary, notice of proposed class action settlement to the class. *See* Declaration of Andrew Barnett, Exhibit B.

b) $215.00 in costs related to administration of the settlement fund. (Exhibit B)

5. In total, Class Counsel received $83,787.89 for attorneys' fees and reimbursement of costs of suit. From this amount, a check for the cost of administration of the settlement fund ($215.00 made payable to Class-Settlement.com) was deducted. (Exhibit A)

6. On October 13, 2014, Class Counsel mailed Plaintiff James L. Orrington, D.D.S., P.C. a class representative award payment in the amount of $5,000.00. *See* Letter to James L. Orrington, D.D.S., P.C., Exhibit C.

7. On October 13, 2014, Class Counsel mailed Plaintiff G. Neil Garrett, D.D.S. a class representative award payment in the amount of $1,500.00. *See* Letter to G. Neil Garrett, D.D.S., Exhibit D.

8. On October 13, 2014, Class Counsel mailed Plaintiffs Jerry Spyratos, D.D.S. and Gary M. Dong, D.D.S. a class representative award payment in the amount of $1,500.00. *See* Letter to Jerry Spyratos, D.D.S. and Gary M. Dong, D.D.S., Exhibit E.

9. According to the terms of the settlement, each member of the Settlement Class who submitted a valid claim was entitled to receive a pro rata share of the amount remaining in the Settlement Fund after payment of the class representative award and fees and expenses to class counsel. After payment of Plaintiff's recovery and the attorney's fees and costs to Class counsel, a total of $158,212.11 remained to be distributed as 164 claims paid out to 164 valid claimants. This resulted in a maximum payment of $964.70 for each valid claim, which rendered

a total distribution to claimants at $158,210.80 and left $1.31 of undistributable funds remaining in the Settlement Class Fund due to rounding to the nearest cent. (Exhibit A)

10. On October 13, 2014, Class Counsel mailed two checks to Class-Settlement.com. *See* Letter to Class-Settlement.com, Exhibit F.

a) A check for $215.00 for costs related to the distribution of the Class-Settlement Fund, as well as maintaining the Class-Settlement Fund Account, and

b) A second check in the amount of $158,212.11 made out to the Class-Settlement.com Fund to be distributed to Class Members, representing $964.70 for each of the 164 Class Member shares.

11. On December 16, 2014, Plaintiff's agent, Class-Settlement.com, caused the mailing of settlement payments to all class members who submitted timely and valid claims. Each class member received a payment of $964.70 per valid claim. The void date on the class members' settlement checks was 90 days after the issue date, or March 16, 2015. (Exhibit B)

12. As of the filing of this Memorandum, all of the class members have deposited their class member payments in advance of the void date, leaving no undistributed funds resulting from uncashed class member checks. (Exhibit B)

13. As of April 30, 2015, $1.31 had remained in the Settlement Fund as undistributed.

13. On April 30, 2015 Class-Settlement.com issued and mailed a check in the amount of $1.31 representing the funds remaining as undistributable to Defendant, Hiossen, Inc.

Respectfully submitted,

/s/ Dulijaza Clark
Dulijaza (Julie) Clark
Daniel A. Edelman
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed electronically on this 4th day of May 2015. Notice of this filing will be sent to the parties by operation of the Court's electronic filing system (ECF). Parties may access this filing through the Court's ECF system.

/s/ Dulijaza Clark
Dulijaza (Julie) Clark